

Introduced by Senator Ducheny
(Coauthors: Assembly Members Garcia and Vargas)

February 8, 2005

An act to add Section 12300.3 to the Welfare and Institutions Code, relating to in-home supportive services.

LEGISLATIVE COUNSEL'S DIGEST

SB 164, as introduced, Ducheny. In-home supportive and personal care services.

Under existing law there is the Medi-Cal program, administered by the State Department of Health Services, pursuant to which medical benefits are provided to public assistance recipients and other low-income persons. Personal care services provided to an individual who is eligible for Medi-Cal benefits as a categorically needy person are a Medi-Cal covered benefit.

Existing law also provides for the In-Home Supportive Services (IHSS) program, under which, either through employment by the recipient, or by or through contract by the county, qualified aged, blind, and disabled persons receive services enabling them to remain in their own homes. Under existing law, the annual cost of providing these services is paid from a combination of federal, state, and county funds. Personal care services are available as a benefit under the IHSS program.

This bill would require the state, notwithstanding existing law, to annually reimburse any county with a population of 250,000 or less for 100% of the cost of providing in-home supportive services and personal care services for all caseloads in excess of 1.4% of the county's population. The bill would require a county electing to make a reimbursement claim in accordance with the bill to provide appropriate supporting documentation.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 12300.3 is added to the Welfare and
2 Institutions Code, to read:
3 12300.3. (a) Notwithstanding Section 12306 or any other
4 provision of law, the state shall annually reimburse any county
5 with a population of 250,000 or less for 100 percent of the cost of
6 providing in-home supportive and personal care services, for all
7 caseloads in excess of 1.4 percent of the county's population.
8 (b) A county that elects to make a claim for reimbursement
9 under this section shall provide appropriate documentation to the
10 state in support of that claim.